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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

County of Jerome Planning and Zoning  
300 N. Lincoln, Room 201, Jerome, ID 83338  
208-324-8811 ext. 143 Fax 208-324-2719

Arthur R. Brown  
Administrator

Yvette Le Mon  
Secretary

October 27, 1997

Office of the Secretary  
Federal Communications Commission  
Washington, DC 20554

Dear Sirs:

Jerome County has some deep concerns and comments that we encourage you to take into consideration of our local government and our citizens who live here in this small rural community of 20,000.

I wish to give you some background information on our needs and concerns: First, Idaho passed the Local Land Use Planning Act of 1975. I have enclosed a copy with this letter of Title 67, Chapter 65 of the Idaho Code.

Jerome County is charged with planning for their communities in an orderly fashion and to fulfill the statement of purpose of 67-6502.

- (a) To protect property rights and enhance property values while making accommodations for other necessary types of development such as low-cost housing and mobile home parks.
- (b) To ensure that adequate public facilities and services are provided to the people at reasonable cost.
- (c) To ensure that the economy of the state and localities is protected and enhanced.
- (d) To ensure that the important environmental features of the state and localities are protected and enhanced.
- (e) To encourage the protection of prime agricultural, forestry, and mining lands for production of food, fiber, and minerals.
- (f) To encourage urban and urban-type development within incorporated cities.
- (g) To avoid undue concentration of population and overcrowding of land.
- (h) To ensure that the development on land is commensurate with

the physical characteristics of the land.

- (i) To protect life and property in areas subject to natural hazards and disasters.
- (j) To protect fish, wildlife, and recreation resources.
- (k) To avoid undue water and air pollution.
- (l) To allow local school districts to participate in the community planning and development process so as to address public school needs and impacts on an ongoing basis.

Jerome County has always held in high regard for development as long as it conforms to Idaho Code 67-6502, the Comprehensive Plan and the local Zoning Ordinance. This is done through our local governing bodies of our Planning and Zoning Commission and our Board of County Commissioners under Title 67-6504 of the Idaho Code.

Jerome County has the following comments on MM Docket No. 97-182 of rapid implementation of digital television (DTV) service. Jerome County is to preserve its agriculture, direct growth, development and ensure safety to our citizens. Jerome County doesn't want the DTV antennas every mile without proper planning, community impact and community design of Jerome County. Remember the citizens of Jerome live here, developers often don't! Jerome County is an agricultural community with two agriculture applicator airports that are used for spraying chemicals on agriculture crops. Agriculture is Jerome County's economy! Therefore, the placement of any new DTV sites should be looked at not only for economic investment but to ensure it doesn't create a safety hazard of low flying aircraft.

Jerome County requires 45-60 days to go through a Special Use Permit upon receipt of the application and everything is in order. (See attached Planning and Zoning Flow Chart.)

No business should be allowed to come into any planned community and exercise their wants to be exempt from the rules of that community. Jerome County citizens still have their rights to require zoning, building permits and community design standards without the fear of another Federal Agency dictating or taking away their rights as local citizens.

Jerome County does not appreciate the short sightedness of the DTV industry. The County did not create this problem but Jerome County always has an open mind to find solutions to the DTV problem. It looks like the DTV industry should be visiting the affected communities and requesting the permits and locations they so desire or need to complete their task. First, I can only suggest that the local citizens do not feel any particular industry

10/27/97 FCC

Page 3

should be exempt from the rules. Secondly, I can assure you that every jurisdiction has the ability to amend its Zoning Ordinance if it has to do with the safety and welfare of that community and meets their Comprehensive Plan. If it doesn't meet your need, change it.

At the Jerome County Planning and Zoning Commission Meeting of October 27, 1997, the Commission voted 8 for and 0 against. Therefore, they recommend that the FCC MM Docket No. 97-182 be denied.

Sincerely,

*Art Brown*

Art Brown  
Planning and Zoning Administrator

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Senator Kempthorn  
Senator Craig  
Congressman Crappo